

U.S. Department of Justice  
United States Marshals Service

# PROCESS RECEIPT AND RETURN

See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF	COURT CASE NUMBER	
Samuel Mendez cy-7322		
DEFENDANT	TYPE OF PROCESS	
Dr. Conrad Fraider	42U.S.C. § 1983	
NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN		
SERVE	DR. Conrad Fraider, D.O.	
AT	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)	
5451 Peach St. Erie, Pa. 16509		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW		
<p>Samuel Mendez CY-7322 10745 Rt. 18 Albion, Pa. 16475-0002</p>		Number of process to be served with this Form 285
		1
		Number of parties to be served in this case
		4
		Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold

Fold

Signature of Attorney other Originator requesting service on behalf of:	<input checked="" type="checkbox"/> PLAINTIFF	TELEPHONE NUMBER	DATE
<i>Samuel Mendez</i>	<input type="checkbox"/> DEFENDANT	N/A	1-23-05

## SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin No. 68	District to Serve No. 68	Signature of Authorized USMS Deputy or Clerk <i>8/8/05</i>	Date <i>8/8/05</i>
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I hereby certify and return that I  have personally served,  have legal evidence of service,  have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode
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Address (complete only different than shown above)	Date <i>Aug</i>	Time <input type="checkbox"/> am <input type="checkbox"/> pm
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Service Fee <i>Joe</i>	Total Mileage Charges including endeavors	Forwarding Fee	Total Charges <i>Joe</i>	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Refund*)
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REMARKS: *mailed 8-10-05*

*9/10/05* 09/15/05 RETURNED TO COURT UNEXECUTED -  
NO RESPONSE TO WAIVER BY MAIL

PRIOR EDITIONS  
MAY BE USED

PRINT 5 COPIES:

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT\*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.

FORM USM-285  
Rev. 12/15/80  
Automated 01/00

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

*Samuel Mendez* )  
vs. *Civil Action: 05-0035 Erie*  
*Dr. Conrad Fraider* )

**NOTICE OF INABILITY OF EFFECTUATE SERVICE**

*The Under signed Hereby certified that on 08/10/05, the Order and Complaint in the above captioned case, and the Notice of Lawsuit and Request for Waiver of Service of Summons and Waiver of Service of Summons were mailed to the above named defendant. No acknowledgment of service has been received, and more than 30 days has elapsed.*

*Thomas M. Fitzgerald  
United States Marshal  
Western District of Pennsylvania*

*Sheila Blessing*  
By: *Sheila Blessing  
Administrative Clerk  
United States Marshals Service  
Western District of Pennsylvania  
September 15, 2005*

**ORDER**

*AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, upon consideration of the foregoing Notice of Inability to Effectuate Service,*

*IT IS ORDERED that the Clerk of Court prepare duplicate Summons and Complaint,*

*AND IT IS FURTHER ORDERED that the United States Marshal make personal service of those documents upon the above named defendant.*